IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY FIFTH DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE BILAL NAZKI

and
THE HON'BLE MR JUSTICE S.ANANDA REDDY

WRIT PETITION NO : 15067 of 2004

Between:

Smt. N. Bhagyalakshmi, W/o Ramachandra Raju,
D.No. 22-1-415B, Subash Nagar, Tirupathi, Chittoor District.

..... PETITIONER

AND

1 The Regional Transport Officer, Thirupathi, Chittoor District.
2 The Motor Vehicle Inspector, Thirupathi, Chittoor District.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ of Mandamus, or any other appropriate Writ, order or direction, declaring the action of the respondents, in seizing the continuing detention of the petitioner's vehicle bearing No. AP03 6651 under Check Report No. 177155, dt. 5-8-2003 as illegal and arbitrary and further direct the respondents to release the petitioner's vehicle forthwith.

Counsel for the Petitioner:MR.S.A.RAZAK, Advocate.

Counsel for the Respondents : GP FOR TRANSPORT

The Court at the stage of admission, made the following :

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ORDER : (Per Sri Bilal Nazki, J).

Heard learned Counsel for the parties.

It appears that the petitioner's vehicle has been seized for violating the conditions of permit and for some other alleged offences. In the interest of justice, we dispose of this Writ Petition at this stage, directing release of vehicle subject to payment of the tax due, by the petitioner, without prejudice to his rights in the enquiry and further subject to filing an undertaking to the effect that he shall not alienate or in any way encumber the vehicle.

Writ Petition is accordingly disposed of. No costs.

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(BILAL NAZKI, J)

25th August, 2004.

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(S.ANANDA REDDY, J)

ajr.

To

1 The Regional Transport Officer, Thirupathi, Chittoor District.
2 The Motor Vehicle Inspector, Thirupathi, Chittoor District.

3 Two C.Cs. to the GP for Transport, High Court buildings, Hyderabad

(O.U.T)

4 Two C.D. copies.